



MARKED AGENDA

City Of Scottsdale
JUDICIAL APPOINTMENTS ADVISORY BOARD
Regular Meeting
Notice and Agenda
5:30 p.m., Thursday, November 19, 2009
Human Resources Pinnacle Training Room
7575 E. Main Street

CALL TO ORDER

Gordon Griller, Chairperson; Paul Rybarsyk, Vice Chairperson; Judge Jean Hoag, Christopher Lonn (arrived at 5:50 p.m.), Francis Scanlon, and Daniel Schmidt—Present

Judge John Rea—Absent

ROLL CALL

Gordon Griller, Chairperson; Judge Jean Hoag; Christopher Lonn; Judge John Rea; Paul Rybarsyk; Francis Scanlon; Daniel Schmidt.

1. **APPROVAL OF MINUTES OF PUBLIC MEETING CONDUCTED ON NOVEMBER 5, 2009**

Action: Formal motion and vote to approve the minutes of the public meeting held on November 5, 2009.

Approved 5-0; Board Member Judge Hoag moved to approve the November 5, 2009 regular meeting minutes as amended, seconded by Board Member Scanlon. Board Member Rea was absent and Board Member Lonn arrived later.

2. **DISCUSSION OF JUDICIAL SURVEY RESULTS ON ASSOCIATE CITY JUDGE WENDY MORTON**

Action: For information and discussion only.

3. **PREPARATION FOR PUBLIC HEARING**

The purpose of this item is to discuss and answer questions on the process that the Judicial Appointments Advisory Board will follow, during the public hearing. This will provide the opportunity to address questions and clarify roles in the process.

Action: For information, discussion and possible direction to staff.

4. **CONVENE PUBLIC HEARING AT 6:15 PM**

The purpose of this item is to give the public an opportunity to give comment or input on the reappointment of Judge Morgan.

Action: Hearing of public comment or input and possible dialogue between Board members and those giving comment or input.

CLOSE PUBLIC HEARING

5. MOTION TO RECESS INTO EXECUTIVE SESSION

The Board will consider a motion to adjourn to Executive Session for the purpose of discussing confidential records and other items on the Executive Session Notice and Agenda for November 19, 2009.

Action: Formal motion and vote.

Approved 6-0; Board Member Schmidt moved to adjourn into Executive Session, seconded by Board Member Scanlon. Board Member Rea was absent.

RECONVENE PUBLIC MEETING FOLLOWING EXECUTIVE SESSION

6. DISCUSS QUESTIONS FOR INTERVIEW OF JUDGE MORTON

The Board will discuss possible interview questions in preparation for the formal interview with Judge Morton.

7. INTERVIEW OF JUDGE MORTON

The Board will conduct an interview with Judge Morton for consideration of reappointment to the position of Associate City Judge.

8. MOTION TO RECESS INTO EXECUTIVE SESSION

The Board will consider a motion to adjourn to Executive Session, if deemed necessary, for the purpose of discussing items on the Executive Session Notice and Agenda for November 19, 2009.

Action: Formal motion and vote.

It was deemed unnecessary to adjourn into Executive Session.

RECONVENE PUBLIC MEETING FOLLOWING EXECUTIVE SESSION, OR CONTINUE PUBLIC MEETING, AS APPLICABLE

9. DISCUSSION OF AND REAPPOINTMENT RECOMMENDATION REGARDING JUDGE MORTON

The Board will have an opportunity to review and discuss all relevant information and previously received public input pertaining to the reappointment application of Judge Morton. If the Board is ready to proceed with a recommendation as to whether it does or does not recommend reappointment of Judge Morton, this will be done through a formal motion, second and vote of the Board. Following this vote, the Board will discuss and determine the process for communicating the recommendation to the City Council.



Persons with a disability may request a reasonable accommodation by contacting Valerie Wegner at (480) 312-7679. Requests should be made 24 hours in advance or as early as possible to allow time to arrange the accommodation. For TTY users, the Arizona Relay Service (1-800-367-8939) may contact Valerie Wegner at (480) 312-7679.

Action: Formal motion and vote on recommendation to the city council regarding reappointment. Determination on how to advise the city council of any recommendation relating to the reappointment.

Approved 6-0; Board Member Schmidt moved to recommend the reappointment of Associate City Judge Wendy Morton, seconded by Board Member Judge Hoag. Board Member Rea was absent.

10. CITY JUDGE REAPPOINTMENT TERM

Status report by Jay Osborn, Senior Assistant City Attorney, regarding the previous recommendation of the Board to change the reappointment term of the City Judge, which requires an amendment to the City charter. Discussion and possible direction to staff and/or motion and vote of the Board to take further action in respect to the recommendation.

Approved 6-0; Board Member Judge Hoag moved that Chair Griller write a letter to the Charter Review Task Force recommending that the 2-2-4 system of appointment/reappointment for the City Judge be approved as a proposed amendment to the City Charter and that a letter also be written to City Council at the appropriate time; seconded by Board Member Scanlon. Board Member Rea was absent.

11. FUTURE AGENDA ITEMS**

Action: Possible direction to staff relating to placing items on future agenda(s).

ADJOURNMENT—Approximately 10:23 p.m.

*Note: The Board cannot discuss or vote on items not on the posted agenda, including items brought up as Board, staff or public comments, if any. If action by the Board is needed, the item should be placed on a future agenda in compliance with the Arizona Open Meetings Law.



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